

# Senate Study Bill 3009 - Introduced

SENATE/HOUSE FILE \_\_\_\_\_

BY (PROPOSED BOARD OF NURSING  
BILL)

## A BILL FOR

1 An Act relating to the practice of nursing, including defining  
2 the functions of an advanced registered nurse practitioner  
3 and requiring background checks on nursing students.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 125.2, subsection 11, Code 2014, is  
2 amended to read as follows:

3 11. "*Psychiatric advanced registered nurse practitioner*"  
4 means an individual currently licensed as a registered nurse  
5 under chapter 152 or 152E who holds a national certification  
6 in psychiatric mental health care and who is ~~registered with~~  
7 licensed by the board of nursing as an advanced registered  
8 nurse practitioner.

9 Sec. 2. Section 135G.1, subsection 1, Code 2014, is amended  
10 to read as follows:

11 1. "*Advanced registered nurse practitioner*" means a person  
12 currently licensed as a registered nurse under chapter 152 or  
13 152E who is ~~registered with~~ licensed by the board of nursing as  
14 an advanced registered nurse practitioner.

15 Sec. 3. Section 147.74, subsection 21, Code 2014, is amended  
16 to read as follows:

17 21. A registered nurse licensed under chapter 152 may use  
18 the words "registered nurse" or the letters "R.N." after the  
19 person's name. A licensed practical nurse licensed under  
20 chapter 152 may use the words "licensed practical nurse" or  
21 the letters "L.P.N." after the person's name. An advanced  
22 registered nurse practitioner licensed under chapter 152 or  
23 152E may use the words "advanced registered nurse practitioner"  
24 or the letters "A.R.N.P." after the person's name.

25 Sec. 4. Section 147.107, subsection 8, Code 2014, is amended  
26 to read as follows:

27 8. Notwithstanding subsection 1, but subject to the  
28 limitations contained in subsections 2 and 3, a registered  
29 nurse who is licensed ~~and registered~~ as an advanced registered  
30 nurse practitioner and who qualifies for and is registered  
31 in a recognized nursing specialty may prescribe substances  
32 or devices, including controlled substances or devices, if  
33 the nurse is engaged in the practice of a nursing specialty  
34 regulated under rules adopted by the board of nursing in  
35 consultation with the board of medicine and the board of

1 pharmacy.

2 Sec. 5. Section 152.1, Code 2014, is amended by adding the  
3 following new subsections:

4 NEW SUBSECTION. 0A. *"Advanced registered nurse practitioner"*  
5 means a nurse with a current license as a registered nurse in  
6 Iowa or who is licensed in another state and recognized for  
7 licensure in this state pursuant to the nurse licensure compact  
8 contained in chapter 152E, and is also licensed in Iowa to  
9 practice in an advanced role.

10 NEW SUBSECTION. 3A. The *"practice of an advanced registered*  
11 *nurse practitioner"* means the practice of a registered nurse  
12 with formal advanced education who is licensed by the board to  
13 do all of the following:

14 a. Use the title "advanced registered nurse practitioner"  
15 and the letters "A.R.N.P." pursuant to section 152.6.

16 b. Utilize full practice authority in a specialty area  
17 approved by the board.

18 c. Prescribe, deliver, distribute, or dispense prescription  
19 drugs, devices, and medical gases when the nurse is engaged in  
20 the practice of a specialty area approved by the board pursuant  
21 to section 147.107.

22 d. Perform a physical or an advanced assessment; order  
23 and interpret diagnostic procedures; formulate a primary and  
24 differential diagnosis; order therapeutic treatments; educate  
25 and counsel patients and family members; delegate and assign  
26 therapeutic measures to assistive personnel; maintain hospital  
27 privileges; consult with other disciplines; provide referrals  
28 to health care agencies, health care providers, and community  
29 resources; and promote health maintenance.

30 e. Perform acts or nursing specialties that require  
31 education as prescribed by the board, commensurate with the  
32 advanced registered nurse practitioner's education, continuing  
33 education, demonstrated competencies, and experience.

34 f. Sign death certificates, pursuant to section 144.26 or  
35 144.28.

1     Sec. 6. Section 152.1, subsections 4 and 5, Code 2014, are  
2 amended to read as follows:

3     4. The "*practice of a licensed practical nurse*" means the  
4 practice of a natural person who is licensed by the board to do  
5 all of the following:

6     a. Perform services in the provision of supportive or  
7 restorative care under the supervision of a registered nurse  
8 or a physician.

9     b. ~~Perform additional acts under emergency or other~~  
10 ~~conditions which require education and training and which are~~  
11 ~~recognized by the medical and nursing professions and are~~  
12 ~~approved by the board, as being proper to be performed by a~~  
13 ~~licensed practical nurse that require education as prescribed~~  
14 ~~by the board, commensurate with the licensed practical nurse's~~  
15 ~~education, continuing education, demonstrated competencies, and~~  
16 ~~experience.~~

17     c. Make the pronouncement of death for a patient whose death  
18 is anticipated if the death occurs in a licensed hospital, a  
19 licensed health care facility, a Medicare-certified home health  
20 agency, a Medicare-certified hospice program or facility, or  
21 an assisted living facility or residential care facility,  
22 with notice of the death to a physician ~~and in accordance~~  
23 ~~with any directions of a physician, advanced registered nurse~~  
24 ~~practitioner, or physician assistant.~~

25     5. The "*practice of nursing*" means the practice of a  
26 registered nurse, ~~or~~ a licensed practical nurse, or an advanced  
27 registered nurse practitioner. It does not mean any of the  
28 following:

29     a. The practice of medicine and surgery and the practice of  
30 osteopathic medicine and surgery, as defined in chapter 148,  
31 or the practice of pharmacy as defined in chapter 155A, except  
32 ~~practices which are recognized by the medical and nursing~~  
33 ~~professions and approved by the board as proper to be performed~~  
34 ~~by a registered nurse approved by the board as proper to be~~  
35 performed by a registered nurse with appropriate education and

1 demonstrated competencies.

2     *b.* The performance of nursing services by an unlicensed  
3 student enrolled in a nursing education program if performance  
4 is part of the course of study. Individuals who have been  
5 licensed as registered nurses, ~~or~~ licensed practical or  
6 vocational nurses, or advanced registered nurse practitioners  
7 in any state or jurisdiction of the United States are not  
8 subject to this exemption.

9     *c.* The performance of services by unlicensed workers  
10 employed in offices, hospitals, or health care facilities, as  
11 defined in section 135C.1, under the supervision of a physician  
12 or a nurse licensed under this chapter, or employed in the  
13 office of a psychologist, podiatric physician, optometrist,  
14 chiropractor, speech pathologist, audiologist, or physical  
15 therapist licensed to practice in this state, and when acting  
16 while within the scope of the employer's license.

17     *d.* The practice of a nurse licensed in another state  
18 and employed in this state by the federal government if the  
19 practice is in discharge of official employment duties.

20     *e.* The care of the sick rendered in connection with the  
21 practice of the religious tenets of any church or order by  
22 the adherents thereof which is not performed for hire, or if  
23 performed for hire by those who depend upon prayer or spiritual  
24 means for healing in the practice of the religion of their  
25 church or denomination, so long as they do not otherwise engage  
26 in the practice of nursing as practical nurses.

27     Sec. 7. Section 152.1, subsection 6, paragraphs d and e,  
28 Code 2014, are amended to read as follows:

29     *d.* Perform ~~additional acts or nursing specialties which~~  
30 that require education and training under emergency or other  
31 ~~conditions which are recognized by the medical and nursing~~  
32 ~~professions and are approved by the board as being proper to~~  
33 be performed by a registered nurse as prescribed by the board,  
34 commensurate with the registered nurse's education, continuing  
35 education, demonstrated competencies, and experience.

1 e. Make the pronouncement of death for a patient whose death  
2 is anticipated if the death occurs in a licensed hospital, a  
3 licensed health care facility, a Medicare-certified home health  
4 agency, a Medicare-certified hospice program or facility, an  
5 assisted living facility, or a residential care facility, with  
6 notice of the death to a physician ~~and in accordance with any~~  
7 ~~directions of a~~, advanced registered nurse practitioner, or  
8 physician assistant.

9 Sec. 8. Section 152.4, Code 2014, is amended to read as  
10 follows:

11 **152.4 ~~Appropriations~~ Use of funds.**

12 The board may ~~apply appropriated~~ use any available funds to  
13 and moneys retained by the board pursuant to section 147.82 for  
14 any of the following:

15 1. The administration and enforcement of the applicable  
16 provisions of this chapter and of ~~chapter~~ chapters 147, 152E,  
17 and 272C.

18 2. The elevation of the standards of the schools of nursing.

19 3. The promotion of educational and professional standards  
20 of nurses in this state.

21 4. The collection, analysis, and dissemination of nursing  
22 workforce data.

23 Sec. 9. Section 152.5, subsections 1 and 2, Code 2014, are  
24 amended to read as follows:

25 1. All programs preparing a person to be a registered nurse,  
26 ~~or~~ a licensed practical nurse, or an advanced registered nurse  
27 practitioner shall be approved by the board. The board shall  
28 not recognize a program unless it:

29 a. Is of recognized standing.

30 b. Has provisions for adequate physical and clinical  
31 facilities and other resources with which to conduct a sound  
32 education program.

33 c. Requires, for graduation of a registered nurse applicant,  
34 the completion of at least a two academic year course of study.

35 d. Requires, for graduation of a licensed practical nurse

1 applicant, the completion of at least a one academic year  
2 course of study as prescribed by the board.

3 e. Requires, for graduation of an advanced registered nurse  
4 practitioner, satisfactory completion of a formal advanced  
5 practice educational program of study in a nursing specialty  
6 area approved by the board and appropriate clinical experience  
7 as approved by the board.

8 2. All ~~advanced~~ postlicensure formal academic nursing  
9 education programs shall also be approved by the board.

10 Sec. 10. Section 152.5, subsection 3, Code 2014, is amended  
11 by striking the subsection.

12 Sec. 11. NEW SECTION. **152.5A Student record checks.**

13 1. For the purposes of this section:

14 a. "*Nursing program*" means a nursing program that is  
15 approved by the board pursuant to section 152.5.

16 b. "*Student*" means a person applying for, enrolled in, or  
17 returning to the clinical education component of a nursing  
18 program.

19 2. All nursing programs shall conduct record checks on  
20 students as provided in this section.

21 3. A nursing program may access the single contact  
22 repository established pursuant to section 135C.33 as necessary  
23 for the nursing program to initiate record checks of students.

24 4. A nursing program shall request that the department  
25 of public safety perform a criminal history check and the  
26 department of human services perform child and dependent adult  
27 abuse record checks in this state on the nursing program's  
28 students.

29 5. If a student has a criminal record or a record of founded  
30 child or dependent adult abuse, upon request of the nursing  
31 program, the department of human services shall perform an  
32 evaluation to determine whether the record warrants prohibition  
33 of the person's involvement in a clinical education component  
34 of a nursing program involving children or dependent adults.  
35 The department of human services shall utilize the criteria

1 provided in section 135C.33 in performing the evaluation and  
2 shall report the results of the evaluation to the nursing  
3 program. The department of human services has final authority  
4 in determining whether prohibition of the person's involvement  
5 in a clinical education component is warranted.

6 Sec. 12. Section 152.6, Code 2014, is amended to read as  
7 follows:

8 **152.6 Licenses — professional abbreviations.**

9 The board may license a natural person to practice as a  
10 registered nurse, ~~or as a licensed practical nurse, or an~~  
11 advanced registered nurse practitioner. However, only a person  
12 currently licensed as a registered nurse in this state may  
13 use that title and the ~~abbreviation "RN"~~ letters "R.N." after  
14 the person's name; ~~and only a person currently licensed as a~~  
15 ~~licensed practical nurse in this state may use that title and~~  
16 ~~the abbreviation "LPN"~~ letters "L.P.N." after the person's  
17 name; ~~and only a person currently licensed as an advanced~~  
18 registered nurse practitioner may use that title and the  
19 letters "A.R.N.P." after the person's name. For purposes of  
20 this section, "currently licensed" includes persons licensed  
21 in another state and recognized for licensure in this state  
22 pursuant to the nurse licensure compact contained in section  
23 152E.1 or pursuant to the advanced practice registered nurse  
24 compact contained in section 152E.3.

25 Sec. 13. Section 152.7, Code 2014, is amended by adding the  
26 following new subsection:

27 NEW SUBSECTION. 1A. An applicant to be licensed as an  
28 advanced registered nurse practitioner shall have the following  
29 qualifications:

30 a. Hold a current license as a registered nurse pursuant to  
31 this chapter.

32 b. Complete an advanced practice educational program as set  
33 out in section 152.5.

34 c. Hold an advanced level certification by an appropriate  
35 national certifying body.



1     Sec. 14. Section 152.10, subsection 2, paragraph d, Code  
2 2014, is amended to read as follows:

3     d. (1) Having a license to practice nursing ~~as a registered~~  
4 ~~nurse or licensed practical nurse~~ revoked or suspended, or  
5 having other disciplinary action taken by a licensing authority  
6 of another state, territory, or country. A certified copy of  
7 the record or order of suspension, revocation, or disciplinary  
8 action is prima facie evidence of such fact.

9     (2) Having a license to practice nursing ~~as a registered~~  
10 ~~nurse or licensed practical nurse~~ revoked or suspended,  
11 or having other disciplinary action taken, by a licensing  
12 authority in another state which has adopted the nurse  
13 licensure compact contained in section 152E.1 or the advanced  
14 practice registered nurse compact contained in section 152E.3  
15 and which has communicated information relating to such  
16 action pursuant to the coordinated licensure information  
17 system established by the compact. If the action taken by  
18 the licensing authority occurs in a jurisdiction which does  
19 not afford the procedural protections of chapter 17A, the  
20 licensee may object to the communicated information and shall  
21 be afforded the procedural protections of chapter 17A.

22     Sec. 15. Section 152.10, subsection 2, paragraph h,  
23 subparagraph (2), Code 2014, is amended to read as follows:

24     (2) The board may, upon probable cause, request a licensee  
25 to submit to an appropriate medical examination by a designated  
26 physician. If requested by the licensee, the licensee may also  
27 designate a physician for an independent medical examination.  
28 ~~The reasonable costs of such examinations and medical reports~~  
29 ~~to the board shall be paid by the board.~~ Refusal or failure  
30 of a licensee to complete such examinations shall constitute  
31 an admission of any allegations relating to such condition.  
32 All objections shall be waived as to the admissibility of the  
33 examining physicians' testimony or examination reports on the  
34 grounds that they constitute privileged communication. The  
35 medical testimony or examination reports shall not be used

1 against a ~~registered nurse or licensed practical nurse~~ licensee  
2 in another proceeding and shall be confidential. At reasonable  
3 intervals, a ~~registered nurse or licensed practical nurse~~  
4 licensee shall be afforded an opportunity to demonstrate that  
5 the ~~registered nurse or licensed practical nurse~~ licensee can  
6 resume the competent practice of nursing with reasonable skill  
7 and safety to patients.

8 Sec. 16. Section 152.11, Code 2014, is amended to read as  
9 follows:

10 **152.11 Investigators ~~for nurses~~.**

11 The board of nursing may appoint investigators, who shall  
12 not be members of the board, to administer and aid in the  
13 enforcement of the provisions of law related to those licensed  
14 to practice nursing. The amount of compensation for the  
15 investigators shall be determined pursuant to chapter 8A,  
16 subchapter IV. Investigators authorized by the board of nursing  
17 have the powers and status of peace officers when enforcing  
18 this chapter and chapters 147 and 272C.

19 Sec. 17. Section 225C.6, subsection 4, paragraph c,  
20 subparagraph (1), Code 2014, is amended to read as follows:

21 (1) A comprehensive set of wraparound services for persons  
22 who have had or are at imminent risk of having acute or  
23 crisis mental health symptoms that do not permit the persons  
24 to remain in or threatens removal of the persons from their  
25 home and community, but who have been determined by a mental  
26 health professional and a licensed health care professional,  
27 subject to the professional's scope of practice, not to need  
28 inpatient acute hospital services. For the purposes of this  
29 subparagraph, "*mental health professional*" means the same as  
30 defined in section 228.1 and "*licensed health care professional*"  
31 means a person licensed under chapter 148 to practice medicine  
32 and surgery or osteopathic medicine and surgery, an advanced  
33 registered nurse practitioner licensed under chapter 152 or  
34 152E and ~~registered with~~ licensed by the board of nursing, or a  
35 physician assistant licensed to practice under the supervision

1 of a physician as authorized in chapters 147 and 148C.

2 Sec. 18. Section 228.1, subsection 6, paragraph b, Code  
3 2014, is amended to read as follows:

4 b. The individual holds a current Iowa license if  
5 practicing in a field covered by an Iowa licensure law and  
6 is a psychiatrist, an advanced registered nurse practitioner  
7 who holds a national certification in psychiatric mental  
8 health care ~~registered by the board of nursing and who is~~  
9 licensed by the board of nursing as an advanced registered  
10 nurse practitioner, a physician assistant practicing under the  
11 supervision of a psychiatrist, or an individual who holds a  
12 doctorate degree in psychology and is licensed by the board of  
13 psychology.

14 Sec. 19. Section 229.1, subsection 13, Code 2014, is amended  
15 to read as follows:

16 13. "*Psychiatric advanced registered nurse practitioner*"  
17 means an individual currently licensed as a registered nurse  
18 under chapter 152 or 152E who holds a national certification  
19 in psychiatric mental health care and who is ~~registered with~~  
20 licensed by the board of nursing as an advanced registered  
21 nurse practitioner.

22 Sec. 20. Section 231B.21, subsection 2, paragraph a, Code  
23 2014, is amended to read as follows:

24 a. If administration of medications is delegated to  
25 the elder group home by the tenant or tenant's legal  
26 representative, the medications shall be administered by  
27 a registered nurse, licensed practical nurse, or advanced  
28 registered nurse practitioner licensed ~~or registered~~ in Iowa  
29 or by the individual to whom such licensed ~~or registered~~  
30 individuals may properly delegate administration of  
31 medications.

32 Sec. 21. Section 231C.16A, subsection 2, paragraph a, Code  
33 2014, is amended to read as follows:

34 a. If administration of medications is delegated to the  
35 program by the tenant or tenant's legal representative,

1 the medications shall be administered by a registered  
2 nurse, licensed practical nurse, or advanced registered  
3 nurse practitioner licensed ~~or registered~~ in Iowa or by the  
4 individual to whom such licensed ~~or registered~~ individuals may  
5 properly delegate administration of medications.

6 Sec. 22. Section 231D.13A, subsection 2, paragraph a, Code  
7 2014, is amended to read as follows:

8 a. If administration of medications is delegated to  
9 the program by the participant or the participant's legal  
10 representative, the medications shall be administered by  
11 a registered nurse, licensed practical nurse, or advanced  
12 registered nurse practitioner licensed ~~or registered~~ in Iowa  
13 or by the individual to whom such licensed ~~or registered~~  
14 individuals may properly delegate administration of  
15 medications.

16 Sec. 23. Section 321.34, subsection 14, Code 2014, is  
17 amended to read as follows:

18 14. *Persons with disabilities special plates.* An owner  
19 referred to in subsection 12 or an owner of a trailer used  
20 to transport a wheelchair who is a person with a disability,  
21 or who is the parent or guardian of a child who resides  
22 with the parent or guardian owner and who is a person with a  
23 disability, as defined in section 321L.1, may, upon written  
24 application to the department, order special registration  
25 plates with a persons with disabilities processed emblem  
26 designed by the department bearing the international symbol  
27 of accessibility. The special registration plates with a  
28 persons with disabilities processed emblem shall only be  
29 issued if the application is accompanied with a statement from  
30 a physician licensed under chapter 148 or 149, a physician  
31 assistant licensed under chapter 148C, an advanced registered  
32 nurse practitioner licensed under chapter 152 or 152E, or  
33 a chiropractor licensed under chapter 151, written on the  
34 physician's, physician assistant's, nurse practitioner's,  
35 or chiropractor's stationery, stating the nature of the

1 applicant's or the applicant's child's disability and such  
2 additional information as required by rules adopted by the  
3 department, including proof of residency of a child who is  
4 a person with a disability. If the application is approved  
5 by the department, the special registration plates with a  
6 persons with disabilities processed emblem shall be issued  
7 to the applicant. There shall be no fee in addition to the  
8 regular annual registration fee for the special registration  
9 plates with a persons with disabilities processed emblem. The  
10 authorization for special registration plates with a persons  
11 with disabilities processed emblem shall not be renewed  
12 without the applicant furnishing evidence to the department  
13 that the owner of the vehicle or the owner's child is still  
14 a person with a disability as defined in section 321L.1. An  
15 owner who has a child who is a person with a disability shall  
16 provide satisfactory evidence to the department that the  
17 child with a disability continues to reside with the owner.  
18 The registration plates with a persons with disabilities  
19 processed emblem shall be surrendered in exchange for regular  
20 registration plates as provided in subsection 12 when the owner  
21 of the vehicle or the owner's child no longer qualifies as a  
22 person with a disability as defined in section 321L.1 or when  
23 the owner's child who is a person with a disability no longer  
24 resides with the owner.

25 Sec. 24. Section 321.186, subsection 4, Code 2014, is  
26 amended to read as follows:

27 4. A physician licensed under chapter 148, an advanced  
28 registered nurse practitioner licensed under chapter 152 and  
29 ~~registered with the board of nursing~~ or 152E, a physician  
30 assistant licensed under chapter 148C, or an optometrist  
31 licensed under chapter 154 may report to the department  
32 the identity of a person who has been diagnosed as having a  
33 physical or mental condition which would render the person  
34 physically or mentally incompetent to operate a motor vehicle  
35 in a safe manner. The physician, advanced registered nurse

1 practitioner, physician assistant, or optometrist shall make  
2 reasonable efforts to notify the person who is the subject of  
3 the report, in writing. The written notification shall state  
4 the nature of the disclosure and the reason for the disclosure.  
5 A physician, advanced registered nurse practitioner, physician  
6 assistant, or optometrist making a report under this section  
7 shall be immune from any liability, civil or criminal, which  
8 might otherwise be incurred or imposed as a result of the  
9 report. A physician, advanced registered nurse practitioner,  
10 physician assistant, or optometrist has no duty to make a  
11 report or to warn third parties with regard to any knowledge  
12 concerning a person's mental or physical competency to operate  
13 a motor vehicle in a safe manner. Any report received by  
14 the department from a physician, advanced registered nurse  
15 practitioner, physician assistant, or optometrist under this  
16 section shall be kept confidential. Information regulated by  
17 chapter 141A shall be subject to the confidentiality provisions  
18 and remedies of that chapter.

19 Sec. 25. Section 321L.2, subsection 1, unnumbered paragraph  
20 1, Code 2014, is amended to read as follows:

21 A resident of the state with a disability desiring a persons  
22 with disabilities parking permit shall apply to the department  
23 upon an application form furnished by the department providing  
24 the applicant's full legal name, address, date of birth, and  
25 social security number or Iowa driver's license number or  
26 Iowa nonoperator's identification card number, and shall also  
27 provide a statement from a physician licensed under chapter  
28 148 or 149, a physician assistant licensed under chapter 148C,  
29 an advanced registered nurse practitioner licensed under  
30 chapter 152 or 152E, or a chiropractor licensed under chapter  
31 151, or a physician, physician assistant, nurse practitioner,  
32 or chiropractor licensed to practice in a contiguous state,  
33 written on the physician's, physician assistant's, nurse  
34 practitioner's, or chiropractor's stationery, stating the  
35 nature of the applicant's disability and such additional

1 information as required by rules adopted by the department  
2 under section 321L.8. If the person is applying for a  
3 temporary persons with disabilities parking permit, the  
4 physician's, physician assistant's, nurse practitioner's, or  
5 chiropractor's statement shall state the period of time during  
6 which the person is expected to be disabled and the period  
7 of time for which the permit should be issued, not to exceed  
8 six months. The department may waive the requirement that  
9 the applicant furnish the applicant's social security number,  
10 Iowa driver's license number, or nonoperator's identification  
11 card number when the application for a temporary persons with  
12 disabilities parking permit is made on behalf of a person who  
13 is less than one year old.

14 Sec. 26. Section 514C.11, Code 2014, is amended to read as  
15 follows:

16 **514C.11 Services provided by licensed physician assistants**  
17 **and licensed advanced registered nurse practitioners.**

18 Notwithstanding section 514C.6, a policy or contract  
19 providing for third-party payment or prepayment of health or  
20 medical expenses shall include a provision for the payment  
21 of necessary medical or surgical care and treatment provided  
22 by a physician assistant licensed pursuant to chapter 148C,  
23 or provided by an advanced registered nurse practitioner  
24 licensed pursuant to chapter 152 or 152E and performed within  
25 the scope of the license of the licensed physician assistant  
26 or the licensed advanced registered nurse practitioner if the  
27 policy or contract would pay for the care and treatment if  
28 the care and treatment were provided by a person engaged in  
29 the practice of medicine and surgery or osteopathic medicine  
30 and surgery under chapter 148. The policy or contract shall  
31 provide that policyholders and subscribers under the policy  
32 or contract may reject the coverage for services which may  
33 be provided by a licensed physician assistant or licensed  
34 advanced registered nurse practitioner if the coverage is  
35 rejected for all providers of similar services. A policy or

1 contract subject to this section shall not impose a practice  
2 or supervision restriction which is inconsistent with or more  
3 restrictive than the restriction already imposed by law. This  
4 section applies to services provided under a policy or contract  
5 delivered, issued for delivery, continued, or renewed in this  
6 state on or after July 1, 1996, and to an existing policy or  
7 contract, on the policy's or contract's anniversary or renewal  
8 date, or upon the expiration of the applicable collective  
9 bargaining contract, if any, whichever is later. This section  
10 does not apply to policyholders or subscribers eligible for  
11 coverage under Tit. XVIII of the federal Social Security Act  
12 or any similar coverage under a state or federal government  
13 plan. For the purposes of this section, third-party payment  
14 or prepayment includes an individual or group policy of  
15 accident or health insurance or individual or group hospital  
16 or health care service contract issued pursuant to chapter  
17 509, 514, or 514A, an individual or group health maintenance  
18 organization contract issued and regulated under chapter 514B,  
19 an organized delivery system contract regulated under rules  
20 adopted by the director of public health, or a preferred  
21 provider organization contract regulated pursuant to chapter  
22 514F. Nothing in this section shall be interpreted to require  
23 an individual or group health maintenance organization, an  
24 organized delivery system, or a preferred provider organization  
25 or arrangement to provide payment or prepayment for services  
26 provided by a licensed physician assistant or licensed advanced  
27 registered nurse practitioner unless the physician assistant's  
28 supervising physician, the physician-physician assistant team,  
29 the advanced registered nurse practitioner, or the advanced  
30 registered nurse practitioner's collaborating physician has  
31 entered into a contract or other agreement to provide services  
32 with the individual or group health maintenance organization,  
33 the organized delivery system, or the preferred provider  
34 organization or arrangement.

35 Sec. 27. Section 514C.13, subsection 1, paragraph c, Code



1 2014, is amended to read as follows:

2       c. "Health care provider" means a hospital licensed  
3 pursuant to chapter 135B, a person licensed under chapter 148,  
4 148C, 149, 151, or 154, or a person licensed as an advanced  
5 registered nurse practitioner under chapter 152 or 152E.

6     Sec. 28. Section 514F.6, subsection 2, paragraph a, Code  
7     2014, is amended to read as follows:

8       a. *"Advanced registered nurse practitioner"* means a licensed  
9 an advanced registered nurse who is also registered to practice  
10 in an advanced role practitioner licensed under chapter 152 or  
11 152E.

12       Sec. 29.   TRANSITION PROVISIONS — CONTINUING VALIDITY OF  
13 REGISTRATIONS.   A registration as an advanced registered nurse  
14 practitioner issued prior to July 1, 2014, remains valid until  
15 its expiration.   A renewal shall be by license as provided in  
16 this Act.

### EXPLANATION

18           The inclusion of this explanation does not constitute agreement with  
19           the explanation's substance by the members of the general assembly.

20       This bill contains various revisions to Code provisions  
21 relating to the practice of nursing. The bill requires  
22 advanced registered nurse practitioners to be licensed by the  
23 board of nursing rather than registered, and authorizes the  
24 professional abbreviation "A.R.N.P."

25 Current Code language authorizes licensed practical nurses  
26 and registered nurses to perform acts or nursing specialties  
27 which are recognized by the medical and nursing professions  
28 and are approved by the board. The bill eliminates this  
29 provision and provides that the regulation of nursing is the  
30 authority and responsibility of the board to determine which  
31 acts or specialties may be performed by a nurse, commensurate  
32 with the nurse's education, continuing education, demonstrated  
33 competencies and experience.

34 The bill specifies the purposes for which licensing fees  
35 which are treated as return receipts may be used by the board.

1     The bill separates the provision on education programs and  
2 student records into two Code sections.

3     Currently, the board of nursing may request a nurse who is  
4 a licensee to submit to an appropriate medical examination.

5 The bill eliminates the requirement that the board pay the  
6 reasonable costs for such examinations and medical reports.